

04-27-09
05-04-09

ORDINANCE NO. M-3914

AN ORDINANCE relating to approval of an annexation pursuant to RCW 35.13.125; establishing the geographic extent, defining the comprehensive plan and land use designations; and determining the assumption of all or any portion of existing city indebtedness; accepting the certified petitions supporting annexation; and providing for an effective date for the 148-acre Alcoa Annexation.

WHEREAS, pursuant to RCW 35.13.005, no city located in a county in which urban growth areas have been designated under RCW 36.70A.110 may annex territory beyond an urban growth area; and,

WHEREAS, pursuant to RCW 36.70A, the City of Vancouver has an urban growth area designated under the Growth Management Act; and,

WHEREAS, the Alcoa Annexation is located in Vancouver's urban growth area, and is an unincorporated island contiguous to the City of Vancouver to the north, east and west; and,

WHEREAS, the annexation request conforms to the general principles of the Interlocal Agreement between the City and Clark County, dated December 2007; and,

WHEREAS, pursuant to RCW 35.13.125, the City of Vancouver received a signed annexation petition from the only property owner other than the state with land located in the Alcoa Annexation Area; and,

WHEREAS, pursuant to RCW 35.13.410, on March 16, 2009, Vancouver City Council met with the initiating party and voted in support of the annexation request; defined the geographic extent of the proposed annexation; required the simultaneous adoption of the comprehensive plan designations as provided for in VMC Chapter 20.230; and did not require assumption of all or any portion of the existing city indebtedness by the area to be annexed; and,

WHEREAS, pursuant to RCW 35.13.130, staff collected the petition signature from the Alcoa property owner; and,

WHEREAS, pursuant to RCW 35.21.005, on April 20, 2009, the Clark County Assessor certified that the signatures represent property owners controlling over seventy-five percent of the total assessed valuation of the 148-acre area proposed for annexation.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF VANCOUVER:

Section 1. Location of Annexation Area: Pursuant to RCW 35.13, and as discussed and voted on by City Council on March 16, 2009 (Resolution M-3678), the 148-acre Alcoa Annexation Area is unincorporated land located in Vancouver's urban growth area, and is an unincorporated island contiguous to the City of Vancouver to the north, east and west. The legal description of such annexing land is set forth in Exhibit "A", attached hereto and incorporated herein. A parcel map of such annexing land is set forth in Exhibit "B", attached hereto and incorporated herein.

Section 2. Comprehensive Plan and Zoning Designations: Pursuant to VMC 20.230, and as discussed and voted on by City Council on March 16, 2009, (Resolution M-3678) the City shall designate the city comprehensive plan and zoning designations for the annexing land so as to correspond as reasonably close to the county zoning designation of such land, as provided for in VMC Table 20.230.030-1.

Section 3. Comprehensive Plan and Zoning Maps: The comprehensive plan and zoning designations provided for in Section 2 are hereby applied to the land being annexed, as shown on the maps attached hereto and incorporated herein as Exhibits “C” and “D”.

Section 4. Indebtedness: As decided by City Council on March 16, 2009, (Resolution M-3678) the city will not require the Alcoa Annexation property owners to accept any of the existing city indebtedness.

Section 5. Signature Certification: Pursuant to RCW 35.21.005, on April 20, 2009, the County Assessor issued the Certification of Sufficiency regarding the signature support for the Alcoa Annexation, as set forth in Exhibit “E”.

Section 6. Signature Acceptance: City Council hereby accepts the certified signatures supporting annexation of the 148-acre Alcoa Annexation area.

Section 5. Effective Date: This ordinance shall become effective thirty (30) days following the date of final adoption.

Read first time: April 20, 2009

PASSED by the following vote:

Ayes: Councilmembers Campbell, Smith, Leavitt, Stewart, Harris, Jollota, Pollard

Nays: Councilmembers None

Absent: Councilmembers None

Read second time: May 4, 2009

PASSED by the following vote:

Ayes: Councilmembers Campbell, Smith, Stewart, Harris, Jollota, Pollard

Nays: Councilmembers None

Absent: Councilmembers Leavitt

SIGNED this 4th day of May, 2009

Royce E. Pollard, Mayor

Attest:

R. Lloyd Tyler, City Clerk
By: Carrie Lewellen, Deputy City Clerk

Approved as to form:

Ted H. Gathe, City Attorney

SUMMARY

ORDINANCE NO. M-3914

AN ORDINANCE relating to approval of an annexation pursuant to RCW 35.13.125; establishing the geographic extent, defining the comprehensive plan and land use designations; and determining the assumption of all or any portion of existing city indebtedness; accepting the certified petitions supporting annexation; and providing for an effective date for the 148-acre Alcoa Annexation thirty (30) days following the date of final adoption.